



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
State Board of Chiropractic Examiners  
124 Halsey Street, 6<sup>th</sup> Floor, Newark, NJ 07102

**By Certified and Regular Mail**

March 14, 2011

**FILED**

APR 05 2011

NEW JERSEY BOARD OF  
CHIROPRACTIC EXAMINERS

Re: Offer of Settlement In Lieu of Filing a  
Formal Disciplinary Complaint

Robert Gordon, D.C.  
4002 Streamlet Way  
Monroe, NC 28110



PAULA T. DOW  
Attorney General

THOMAS R. CALCAGNI  
Acting Director

Mailing Address:  
P.O. Box 45004  
Newark, NJ 07101  
(973) 504-6395

Dear Dr. Gordon:

This letter is to advise you that the New Jersey State Board of Chiropractic Examiners (the "Board") has had an opportunity to review information, including your testimony before the Preliminary Investigation Committee of the Board, concerning the performance of manipulations under anesthesia (MUA's) on July 14, 15, and 16, 2005 on patient W.M. at Gregory Surgical Center, Jersey City, N.J.

At this juncture, the Board has preliminarily concluded that probable cause exists to support a finding that you violated N.J.S.A. 45:1-21(n) and N.J.A.C. 13:44E-2.7(c)7 by permitting a person not licensed in New Jersey to perform an act, specifically stretching the hamstring or the quadriceps of a sedated patient, for which a license is required by the Board.

The above violations are sufficient to warrant the initiation of formal disciplinary proceedings against you. Notwithstanding that decision, however, the Board has determined that it will first offer you an opportunity to settle this matter, and thereby avoid the initiation of formal disciplinary proceedings, should you consent to cease and desist from the aforesaid conduct in MUA courses given or proctored by you in this State; and pay the investigation costs of the Board in the amount of \$531.50.

If you are willing to settle this matter on the offered settlement terms, you may do so by signing the acknowledgment at the bottom of this letter, and returning it to the Board office. Upon your signature, this letter will be a matter of public record.

In the event you are unwilling to settle this matter on the offered terms, it will be referred to the Attorney General's office for the initiation of appropriate enforcement action. In such event, you will be afforded an opportunity to defend against the alleged violations. If an evidentiary hearing is deemed warranted, the Board will either conduct that hearing at a date and time to be scheduled or refer the matter to the Office of

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Administrative Law. You are advised, however, that in the event formal charges are filed, the Board may assess civil penalties in an amount greater than those herein offered in settlement should any charges against you be sustained. Additionally, the Board may, if the facts are found to so warrant, enter an order requiring you to reimburse certain monies and/or requiring you to pay the additional costs incurred by the Board. Should you have any questions concerning this letter or the settlement offer herein, I suggest that you have your attorney contact Deputy Attorney General John D. Hugelmeyer, who may be reached at (973) 648-2500.

If you elect to settle this matter now you should sign the acknowledgment at the bottom of this letter and return it to the Board within fifteen (15) days following your receipt of this letter. In the event that the Board receives no response from you within fifteen (15) days, the Board's settlement offer will be withdrawn, and the matter will be referred to the Attorney General's Office for the initiation of appropriate enforcement proceedings.

**NEW JERSEY STATE BOARD  
CHIROPRACTIC EXAMINERS**

By:   
Jonathan Eisenmenger  
Executive Director

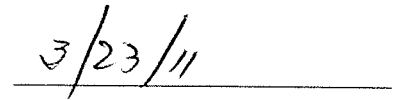
cc: John D. Hugelmeyer, Deputy Attorney General  
Vincent N. Buttaci, Esq.

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**ACKNOWLEDGMENT:** I, Robert Gordon, D.C., hereby acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I acknowledge the conduct which has been charged. I am aware that, by signing this acknowledgment, I am waiving any rights I may have to defend myself against any charges of wrongdoing at an administrative hearing. I am also aware that the action taken against me by the Board herein is a matter of public record, and that this letter is a public document. I hereby agree to pay the costs of the Board's investigation in the amount of \$531.50 (to be paid upon signing of this acknowledgment), and to comply with all other requirements set forth in the settlement letter.

A handwritten signature in black ink, appearing to be 'Robert Gordon', written over a horizontal line.

Robert Gordon, D.C.

A handwritten date '3/23/11' in black ink, written over a horizontal line.

Dated: